

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, February 7, 1938.

The City Council of the City of Lodi met in regular session at 8:00 o'clock P.M. of Monday, February 7, 1938, Councilmen Clark, Graffigna, Spooner, Weihe and Steele present, none absent.

The minutes of the last regular meeting held January 17, 1938 and that of the special meeting held January 31, 1938 were read, approved as read and so indorsed by the Mayor.

No persons appearing at this time, the order of Public Hearings was passed and the Council proceeded to hear communications and reports.

The Clerk read notices from the State Board of Equalization in regard to several applications to sell alcoholic beverages in the City. No action taken.

A letter of thanks was received from the Lodi Community Male Chorus.

C. A. Schroeder applied for the position of Building Inspector.

The Acampo Farm Loan Association thanked the Council by letter for allowing them to use the auditorium in the City Hall for their annual meeting.

A letter was received from Mr. O. C. Parkinson Attorney for F. K. Dolcater, alleging that the dumping of storm and sewer water by the City into the Woodbridge Canal System damaged Mr. Dolcater's land. On motion of Councilman Spooner, seconded by Councilman Weihe, the communication was ordered referred to the City Attorney.

A Communication was received and read from the City Council of the City of Los Angeles in regard to presenting a proposal for a new allocation of liquor license fees and excise taxes on the agenda of the call session of the State Legislature. No action taken.

The Clerk reported that he had received another notice from the State Division of Immigration and Housing as to unsanitary conditions at Martin's Camp Ground, 400 West Lockeford Street.

The report of the Chief of Police and that of the Poundmaster for the month of January were received, read and ordered filed.

On motion of Councilman Spooner, seconded by Councilman Graffigna, Resolution No. 948 was introduced and read by the Clerk.

RESOLUTION NO. 948

IN THE MATTER OF THE PETITION OF HENRY PINK ET AL  
FOR REZONING OF REAL PROPERTY IN THE CITY OF LODI

WHEREAS, on the 21st day of December, 1937, Henry Pink and others filed a petition asking that the Southerly 100 feet of each of Lots 23 and 24 in Block 10 of the Lodi Barnhart Tract be removed from the Multi-family Residence Zone to the Commercial Zone; and,

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, February 7, 1938  
Continued

WHEREAS, said petition was referred to the City Planning Commission and by said Commission returned to this City Council with its recommendation that said petition be granted, and,

WHEREAS, this City Council caused notice to be published in accordance with the provisions of Ordinance No. 258 wherein it was stated that a public hearing would be held upon said petition at 8:00 o'clock P.M. of Monday, February 7, 1938 and that persons objecting to said change in zoning could file objections thereto up to the said hour and date, and,

WHEREAS, no objections have been filed with the City Clerk or presented to this City Council and this City Council has now jurisdiction to order the change in zone made in accordance with said petition;

BE IT RESOLVED THAT such petition be granted and that the City Attorney be, and he is hereby directed to draw an amendment to said Ordinance No. 258 and present the same to this City Council for adoption.

The Foregoing Resolution No. 946 was then passed and adopted by the assenting votes of Councilmen Spooner, Graffigna, Clark, Weihe and Steele, Nones none.

The Clerk read two alleged protests filed by John Kessel and D. J. Phelps in regard to the proposed opening of South Church Street and on motion of Councilman Clark, seconded by Councilman Weihe, Resolution No. 947 was introduced, read by the Clerk and considered by the Council.

RESOLUTION NO. 947

RESOLUTION SETTING DATE FOR HEARING ON ALLEGED PROTESTS AGAINST THE OPENING OF TOKAY AND CHURCH STREETS AS UNDERTAKEN UNDER RESOLUTION NO. 944.

WHEREAS, this City Council of the City of Lodi did, on the third day of January, 1938, pass and adopt its Resolution of Intention No. 944, wherein it stated that said City Council intended to do the following work and improvement in said City, to wit:

(1) That TOKAY STREET be opened, widened and extended from the west line of the Lodi Barnhart Tract to the east line of South Sacramento Street, and from the west line of South Sacramento Street to the west line of South Church Street extended southerly.

(2) That South Church Street be opened, widened and extended from its present termination at the north line of Lot 1, Block 7 of "Hutchins Addition to the Town of Lodi" to the southern city limit line on the Kettleman-Terminus Road.

AND, WHEREAS, notice of the adoption of said Resolution No. 944 was published in time, form and manner in the "Lodi Times" the official publication of said City as is evidenced by the affidavit of Ruth S. Duffey on file and of record in the office of the City Clerk of this City, and,

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, February 7, 1938.  
Continued

WHEREAS, notice similar in form and substance to that published as aforesaid was posted along the line of said contemplated work and improvement as required by law as is evidenced by the affidavit of Clifford Gatzert, also on file and of record in the office of said City Clerk; and,

WHEREAS, over ten days have elapsed since the final publication of said notice and since the posting thereof and two (2) objections or alleged objections have been filed with the City Clerk by persons interested in the lands to be assessed to pay the cost and expenses of said work and improvement;

BE IT RESOLVED, that this City Council does and it hereby sets Monday, the 21st day of February at 8:00 o'clock P.M. of said day and the Council Chambers of this City Council in the City Hall in this City as the time and place when and where said objections shall be heard. The City Clerk will notify the said objectors or purported objectors of such hearing in the manner provided by law.

The foregoing Resolution No. 947 was then passed and adopted by the following vote:

AYES: Councilmen, Clark, Weihe, Graffigna,  
Spooner and Steele  
NOES: Councilmen, None  
ABSENT: Councilmen, None

The City engineer presented a final map of "Bamert Subdivision" and on motion of Councilman Clark, seconded by Councilman Weihe, Resolution No. 946 approving this subdivision was introduced and read by the clerk.

RESOLUTION NO. 946

WHEREAS, E. T. BAMERT and MARY J. BAMERT, his wife and CLARENCE S. JACKSON and ARVILLA JACKSON, his wife, have presented a map numbered Tract No. 22, Subdivision of San Joaquin County and entitled "Map of Bamert Subdivision Being a Re-subdivision of Lots 7 to 22 and Lots 29 to 41 inclusive of 'BEWLEY SUBURBAN ACRES'";

AND WHEREAS, the preliminary map of said subdivision was approved by the City Planning Commission of this City on the 11th day of January, 1938 and the said map first herein mentioned agrees with the said preliminary map,

BE IT RESOLVED, by the City Council of the City of Lodi that said map be, and the same is hereby accepted as a legal subdivision and this City Council, for and on behalf of said City, hereby accepts the streets, avenues and drives and public utility easements as delineated on said map as public streets, avenues, drives and easements.

The foregoing Resolution No. 946 was then passed and adopted by the following vote:

AYES: Councilmen, Clark, Weihe, Graffigna,  
Spooner and Steele  
NOES: Councilmen, None  
ABSENT: Councilmen, None

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, February 7, 1958.  
Continued.

On motion of the Mayor, seconded by Councilman Clark, the Clerk was directed to write to the owners of property in blocks where a majority of the sidewalks had been installed except in front of their property and state that the Council intended to take legal proceedings to complete sidewalks in such cases.

Claims No. 30906 to and including No. 31072 in the total amount of \$26,603.51 as approved by the Finance Committee were allowed and ordered paid on motion of Councilman Clark, seconded by Councilman Meine.

The claim of Mr. Theodore Geshoff in the amount of \$860.00 for damage on account of vines removed on the North side of Eureka Avenue was rejected and ordered referred to the City Attorney.

Thirty building permit applications No. 1910 to and including No. 1939 for structures to cost \$39,450. were allowed and ordered granted.

The matter of the appointment of a Building Inspector and the determination of the amount of fees to be charged for building permits, plumbing permits and electrical permits was referred to the City Attorney and the City Engineer for report at the next meeting of the Council.

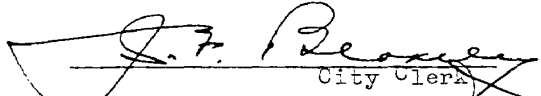
The City Clerk was directed to write the owners of the seven acres of vineyard land North of the Sewage Disposal Plant and ascertain at what price the same could be purchased, the lands to be used for extending the City's sludge drying beds.

The proposal of Wayne Wilson to give a deed to the portion of Church Street abutting on Lot 10 in Block 4 of Bewley Suburban Acres, Map B was rejected as Mr. Wilson's price of \$47.51 was felt to be excessive in view of the fact that the opening of this street had allowed him to make a substantial profit on the sale of the lot.

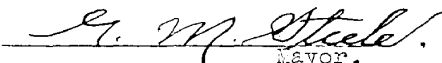
The application of M.J. Froehner for water and sewer service to a tract of land South of Sargent Road was rejected.

No further business appearing, the City Council adjourned on motion of Councilman Spooner.

ATTEST:

  
City Clerk

The foregoing minutes of a regular meeting of the City Council of the City of Lodi were read and approved without correction at a subsequent meeting of said City Council held February 21, 1958.

  
Mayor.